Dkt. 2271/57379-A

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Masashi HIROKAWA

Serial No.

[Rule 1.53(b) Contin. of 09/159,217]

Group Art Unit: 2626

Date Filed

Concurrently Herewith

Examiner: Mark E. Wallerson

For

APPARATUS AND METHOD OF TRANSMITTING PERFORMANCE

MEASUREMENTS DATA TO A CONTROL CENTER

1185 Avenue of the Americas New York, N.Y. 10036 (212) 278-0400

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

Sir:

## **INFORMATION DISCLOSURE STATEMENT**

This Information Disclosure Statement is being submitted concurrently with the aboveidentified application, pursuant to the applicant's duty of disclosure, in order to bring the information listed in the attached Form PTO-1449 to the attention of the Examiner.

The subject application is a Rule 1.53(b) continuation of Serial No. 09/159,217 filed September 23, 1998. Copies of the references listed on the attached Form PTO-1449 have previously been submitted to, or cited by, the U.S. Patent and Trademark Office in prior application U.S. Serial No. 09/159,217. The subject application relies upon said prior application for an earlier filing date under 35 U.S.C. §120. Accordingly, in compliance with 37 C.F.R. §1.98(d) copies of the references are not being supplied herewith. Rather, the Examiner's attention is respectfully directed to the prior application, U.S. Serial No. 09/159,217, for copies of the references.

It is respectfully requested that the information cited in the attached Form PTO-1449 be

Application of: Masashi HIROKAWA

Serial No.: [Rule 1.53(b) continuation of S.N. 09/159,217]

Filed: Herewith

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considered by the Examiner in connection with the above-identified patent application, and that

such art be made of record in said application.

The citation of the listed items is not a representation that they constitute a complete or

exhaustive listing of the relevant art or that these items are prior art. The items listed are

submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped,

however, that in addition to apprising the Examiner of the particular items, they will assist in

identifying fields of search and in making as full and complete a search as possible.

The filing of this Information Disclosure Statement is not an admission that the

information cited herein is, or is considered to be, material to patentability as defined in 37

C.F.R. §1.56(b).

The Office is hereby authorized to charge any additional fees which may be required for

consideration of this Information Disclosure Statement and to credit any overpayment to our

Deposit Account No. 03-3125.

Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

Paul Teng, Reg. No. 40,837

Dkt. 2271/57379-A

Attorney for Applicant

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New York, New York 10036

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